GOVERNMENT OF INDIA
LAW AND JUSTICE
LOK SABHA

UNSTARRED QUESTION NO:5536
ANSWERED ON:29.04.2010
AMENDMENT IN HINDU SUCCESSION ACT
Singh Shri Ravneet

Will the Minister of LAW AND JUSTICE be pleased to state:

(a) whether the Government is contemplating to amend the Hindu Succession Act, 1956, further to give equal rights to women in case of self acquired property where she is denied her rights by including her through a will;

(b) if so, the details thereof; and

(c) if not, the reasons therefor?

Answer

MINISTER OF THE STATE IN THE MINISTRY OF LAW AND JUSTICE (DR. M. VEERAPPA MOILY)

(a),(b)& (c): On the basis of 174th Report of the Law Commission of India the Hindu Succession Act, 1956 was amended vide the Hindu Succession (Amendment) Act, 2005 to give equal rights to daughters alongwith sons in the Hindu Mitakshara coparcenary property. As regard the self acquired property of a person dying intestate, under sections 8 and 15 of the Hindu Succession Act, 1956, equal rights are given to both sons and daughters as class I heirs. However, where such persons leave a will, the provisions of section 57 of the Indian Succession Act, 1925 is applicable. No proposal to further amend the Hindu Succession Act, 1956 is under consideration.